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OFFICE OF PETITIONS

In re Application of
Kazuhito YANADORI
Application No. 10/691,583
Filed: October 24, 2003
Attorney Docket No. 4386.77980

DECISION ON PETITION

This is a decision on the petition under the unintentional provisions of 37 CFR 1.137(b), filed February 15, 2008, with a certificate of mailing date February 11, 2008 to revive the above-identified application.

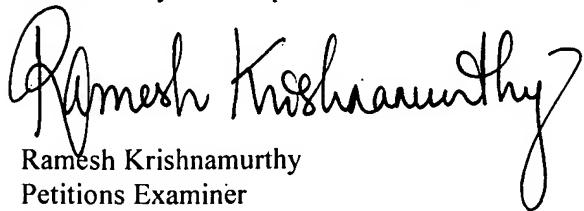
The petition is **GRANTED**.

This application became abandoned as a result of petitioner's failure to take appropriate action in a timely manner after the decision of November 26, 2007 by the Board of Patent Appeals and Interferences. Therefore, the proceedings as to the rejected claims were terminated. See 37 CFR 1.197(b). As no claim was allowed, the application became abandoned on January 27, 2008. See MPEP 1214.06.

The petition satisfies the requirements of 37 CFR 1.137(b) in that petitioner has supplied (1) the reply in the form of a Request for Continued Examination (RCE) and fee of \$810, and the submission required by 37 CFR 1.114; (2) the petition fee of \$1540; and (3) a proper statement of unintentional delay. Accordingly, the reply to decision by the Board of Patent Appeals and Interference November 26, 2007 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Tredelle Jackson at (571) 272-2783.

This application is being referred to Technology Center AU 1794 for appropriate action on the concurrently filed request for Continued Examination.


Ramesh Krishnamurthy
Petitions Examiner
Office of Petitions